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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 FRANCISCO MERINO,
12 Plaintiff,

13 v.

14 VIVIAN VUONG,
15 Defendant.
16

No. 2:21-CV-0826-KJM-DMC-P

ORDER

17 Plaintiff, a prisoner proceeding pro se, brings this civil rights action under 42
18 U.S.C. § 1983. Pending before the Court is Plaintiff's motion, ECF No. 40, to compel discovery
19 responses. Plaintiff's motion is denied as premature because no defendant has been served.

20 IT IS SO ORDERED.

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22 Dated: March 31, 2022



23 DENNIS M. COTA
24 UNITED STATES MAGISTRATE JUDGE
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